THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

WRIT PETITION NO.1230 OF 1996

AUGUST 3RD, 2005

Between:

Potti Sree Ramulu Charitable Trust,

Represented by its Chairman Repala Sarvaiah,

S/o Kotaiah, aged 45 years

R/o Ashoknagar, Vysya Colony, Miryalaguda …. Petitioner

And

State of A.P. represented by Secretary,

Revenue Department, Secretariat Buildings,

Saifabad, Hyderabad and others. …. Respondents.

ORAL ORDER

This petition is filed by the members of the Potti Sree Ramulu Charitable Trust seeking to implement the Proceedings of the third respondent-Andhra Pradesh Bhoodan Yagna Board.

Heard the learned counsel for the petitioner and the learned Government Pleader.

Second respondent-Mandal Recvenue Officer in his counter affidavit stated that the persons who promised to donate land to the third respondent did not donate land as promised, and so the third respondent is not possessing the land mentioned in the proceedings issued in favour of the Petitioner Trust, and that a small extent of 0.28

guntas of land mentioned therein was acquired for the purpose of Nagarjuna Sagar Project, and so it is not possible to implement the Proceedings of the third respondent.

In view of the averments in the counter-affidavit of the second respondent and since third respondent seems to have issued the proceedings even before the donors donated the lands, it is clear that third respondent did not get title to the lands mentioned in the proceedings for these proceedings to be implemented. Therefore, question of implementing the proceedings of the third respondent does not arise. Hence, petition is dismissed. No order as to costs.

Dt.03.08.2005. C.Y. SOMAYAJULU, J

RIn